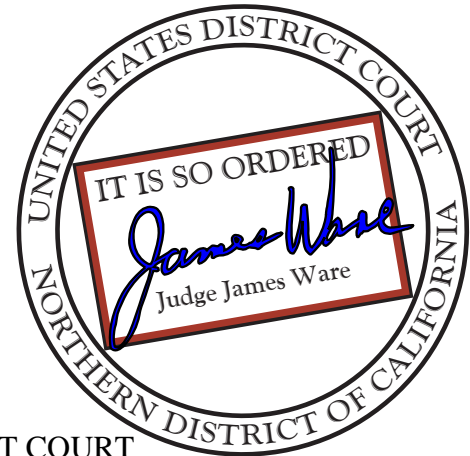


All counsel listed on signature page



UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

AVAGO TECHNOLOGIES GENERAL IP
PTE LTD. and AVAGO TECHNOLOGIES
ECBU IP PTE LTD., organized and
incorporated under the laws of Singapore,

Plaintiffs and Counterclaim-Defendants,

vs.

ELAN MICROELECTRONICS CORP., a
Taiwanese corporation, and ELAN
INFORMATION TECHNOLOGY GROUP, a
California Corporation,

Defendants and Counterclaim-Plaintiff.

Case No. 5:04-cv-05385-JW

**STIPULATION AND [PROPOSED]
ORDER NARROWING ISSUES FOR
TRIAL**

Plaintiffs Avago Technologies General IP PTE LTD and Avago Technologies ECBU IP PTE LTD (“Avago”) and Defendant Elan Microelectronics Corporation agree and stipulate as follows:

1) Elan Microelectronics Corporation (“Elan”) hereby voluntarily submits to the jurisdiction of this Court, for this lawsuit and any appeals therefrom, without any admission of plaintiff’s allegations of fact that Avago has contended support personal jurisdiction over Elan.

2) Avago hereby formally moves to dismiss, with prejudice, Elan Information Technology Group as a defendant in this action.

3) Avago also hereby moves to dismiss, with prejudice, all claims against Elan for direct or indirect infringement of Claim 16 of U.S. Patent No. 5,786,804 ("the '804 patent").

4) Elan hereby moves to dismiss, with prejudice, its counterclaims against Avago for declaratory judgment of invalidity of Claim 16 of the '804 patent and for declaratory judgment of noninfringement of Claim 16.

Dated: February 5, 2009

Respectfully submitted,

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By: /s/Richard E. Lyon
Richard E. Lyon

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By: /s/Elizabeth Rader
Elizabeth H. Rader

Attorneys for Defendants
ELAN MICROELECTRONICS CORP. and
ELAN INFORMATION TECHNOLOGY GROUP

Pursuant to General Order No. 45, Section X, I attest under penalty of perjury that concurrence in the filing of this document has been obtained from Elizabeth Rader.

Dated: February 5, 2009

/s/ Richard E. Lyon


~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS HEREBY ORDERED that:

1) This Court's jurisdiction over Elan Microelectronics Corporation is admitted and Avago need not prove this Court's jurisdiction at trial.

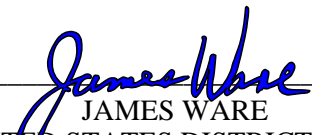
2) Elan Information Technology Group is hereby DISMISSED with prejudice as a defendant in this action, and any and all claims and counterclaims asserted by or against Elan Information Technology Group are hereby DISMISSED with prejudice.

3) Avago's claims against Elan for direct or indirect infringement of Claim 16 of U.S. Patent No. 5,786,804 ("the '804 patent") are DISMISSED with prejudice.

4) Elan's counterclaims against Avago for declaratory judgment of invalidity of Claim 16 of the '804 patent and for declaratory judgment of noninfringement of Claim 16 are DISMISSED with prejudice.

IT IS SO ORDERED.

Dated: February 19, 2009


JAMES WARE
UNITED STATES DISTRICT JUDGE